

UNITED STATES DISTRICT COURT FOR  
THE DISTRICT OF MASSACHUSETTS

BRENDA COMEAU AND  
KENDRA LARKIN ,  
Plaintiffs

vs.

O'CHARLEY'S, INC., AND  
99 RESTAURANTS, LLC,  
Defendants

CIVIL ACTION NO. 05-11088-JLT

PLAINTIFFS' LIST OF PERSONS TO BE DEPOSED

The plaintiffs want to depose the following persons:

1. Scott Hand
2. Jack Craig
3. Cheryl Whitney
4. Bob Luz

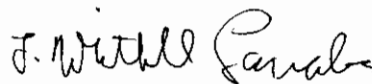
The following persons the plaintiffs may want to depose depending on the course of discovery and of the plaintiff's investigation:

5. Chief financial officer for each of the corporate defendants.
6. Human resource personnel for the 99 Restaurants, if any, and any other individuals who were involved in the investigation of any complaints made by the plaintiffs.
7. Amy Favalaro
9. Adam Jones
10. Kristen Timrick

11. Charlie Noyse
12. Steven McGovern
13. Marriane I/n/u
14. Jill I/n/u.
15. Sue Jones
16. Molly I/n/u.
17. Laura Snyder
18. Debbie Morgan
19. Any witnesses listed in the defendants' or the plaintiffs' written disclosure forms submitted under Local Rule 26.1(B)(1).
20. Such other witnesses and employees of the defendants as shall be determined in the course of investigation and discovery.

Dated: October 3, 2005

Respectfully submitted,  
Kendra Larkin and Brenda Comeau  
by their attorney,

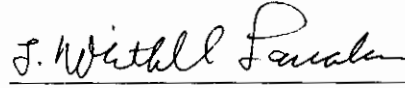


J. Whitfield Larrabee  
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Brookline, MA 02445  
(617) 566-3670  
BBO # 553499

Certificate of Service

I, J. Whitfield Larrabee, hereby certify that I served a copy of the above document, Plaintiffs' List of Persons to Be Deposed, by hand on counsel for the defendants.

Dated: October 4, 2005

  
J. Whitfield Larrabee